

File No. 112025-0094

Date Mld.: 1/8/99

Date Due: N/A

Serial No. 09195,933

Filing Date: 11/19/1998

Group Art Unit: N/A

Applicant(s): Scott Bales

Title/Mark Technique For Improving The Interaction Between Data Link Switch Backup Peer Devices and Ethernet

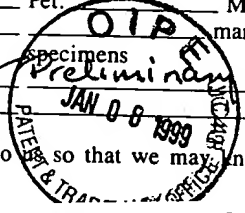
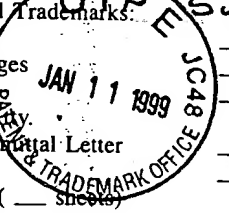
Hon. Commissioner of Patents and Trademarks:

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____ Patent Application (____ pages including ____ claims)
____ Declaration and Power of Atty.
____ Transmittal Letter
____ Assignment
____ drawing (____ sheets)
____ Check No. ____ for \$ ____

____ Letter to Official Draftsman
____ Information Disclosure Stmt.
____ PTO-1449 and Copies of Refs.
____ Response to Office Action
____ Pet. ____ Month Ext. of Time
____ mark Application and
____ specimens
✓ Preliminary Amendment

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112025-94
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W/A 1/25/99
Prod. Amdt.
Dn 1/8/99



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Date Mtd.: 1/8/99
Date Due: N/A
Serial No. 09/195,933 Filing Date: 11/19/98 Group Art Unit: N/A
Applicant(s): Scott Bales
Title/Mark Technique For Improving The Interaction Between
Data Link Switch Backup Peer Devices and Ethernet
Hon. Commissioner of Patents and Trademarks: Switch
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☒ Preliminary Amendment

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CESARI and McKENNA

EL024422839US



PATENTS
112025-0094

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re The Application of:)	
Scott Bales)	
)	
Serial No.: 09/195,933)	Examiner: Not Yet Assigned
)	
Filed: November 19, 1998)	
)	Art Unit: Not Yet Assigned
For: TECHNIQUE FOR IMPROVING)	
THE INTERACTION BETWEEN)	
DATA LINK SWITCH BACKUP)	
PEER DEVICES AND ETHERNET)	
SWITCHES)	

Cesari and McKenna, LLP
30 Rowes Wharf
Boston, MA 02110
January 8, 1999

CERTIFICATE OF EXPRESS MAILING

"Express Mail" Mailing-Label Number: EL024422839US

I hereby certify that the following Preliminary Amendment is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 C.F.R. §1.10 in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, on January 8, 1999.


Herbert Glover, Jr.

Honorable Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

PATENTS
112025-0094



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re The Application of:)
Scott Bales)

Serial No.: 09/195,933)

Examiner: Ario Etienne

Filed: November 19, 1998)

Art Unit: 2157

For: TECHNIQUE FOR IMPROV-)
ING THE INTERACTION BE-)
TWEEN DATA LINK SWITCH)
BACKUP PEER DEVICES)
AND ETHERNET SWITCHES)

Cesari and McKenna, LLP
88 Black Falcon Avenue
Boston, MA 02210
August 7, 2002

"Express Mail" Mailing-Label Number: EL 736454585 US

RECEIVED
AUG 12 2002

OFFICE OF PETITIONS

Honorable Assistant Commissioner for Patents
Washington, D.C. 20231

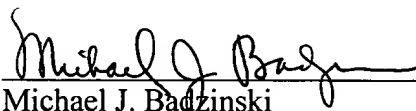
Sir:

CERTIFICATION UNDER 37 CFR 3.73(b)

Assignee hereby certifies, pursuant to 37 CFR 3.73(b), that Assignee has Ownership of the above referenced Application for U. S. Patent pursuant to an Assignment recorded at Reel No. 9604 Frame 0291 at the United States Patent and Trademark Office. Accordingly Assignee certifies that Assignee has authority to file POWER OF ATTORNEY filed herewith.

Please charge any additional fee occasioned by this paper to our Deposit Account No.
03-1237.

Respectfully submitted,



Michael J. Badzinski
Reg. No. P-51,425
CESARI AND MCKENNA, LLP
88 Black Falcon Avenue
Boston, MA 02210-2414
(617) 951-2500

28-08-02

PATENTS
112025-0094



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re The Application of:
Scott Bales

Serial No.: 09/195,933

Filed: November 19, 1998

For: TECHNIQUE FOR IMPROVING
THE INTERACTION BETWEEN
DATA LINK SWITCH BACKUP
PEER DEVICES AND ETHERNET
SWITCHES

Examiner: Ario Etienne

Art Unit: 2157

Cesari and McKenna, LLP
88 Black Falcon Avenue
Boston, MA 02210
August 7, 2002

EXPRESS-MAIL DEPOSIT

"Express Mail" Mailing-Label Number: EL 736454585 US

The following papers are being deposited with the United States Postal Service
"Express Mail Post Office to Addressee" service pursuant to 37 C.F.R. §1.10:

X Power of Attorney

X Check in the amount of \$1,706.00

X Certification Under 37 CFR 3.73(b)

X Response to Office Action (Amend-
ment)

X Fee Transmittal Letter

X Petition to Revive Under 37 C.F.R.
§1.137(b)

X Copy of Preliminary Amendment filed
1/8/99 with return postcard

RECEIVED

AUG 12 2002

OFFICE OF PETITIONS



Patent and Trademark Office/SB/17 (10-01)
Approved for use through 10/31/2002. OMB 0651-0032
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FREE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)

1,706

Complete if Known

Application Number	09/195,933	RECEIVED
Filing Date	November 19, 1998	
First Named Inventor	Scott Bales	AUG 12 2002
Examiner Name	Ario Etienne	
Group Art Unit	2157	OFFICE OF PETITIONS
Attorney Docket No.	112025-0094	

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:
- Deposit Account Number: 03-1237
- Deposit Account Name: Cesari and McKenna, LLP
- ☒ Charge Any Additional Fee Required Under 37 C.F.R. §§1.16 and 1.17
- ☐ Applicant claims small entity status. See 37 CFR 1.27
2. ☐ Payment Enclosed:
- ☐ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code	Small Entity Fee Code	Fee (\$)	Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	
SUBTOTAL (1)					0

2. EXTRA CLAIM FEES

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
25	7		20**	3**	
			5	4	90
					336
					0

Large Entity Fee Code	Small Entity Fee Code	Fee (\$)	Fee (\$)	Fee Description	Fee Paid
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim, if not paid	
109	84	209	42	**Reissue independent claims over original patent	
110	18	210	9	**Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					426

**or number previously paid, if greater; For Reissues, see below

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Small Entity Fee Code	Fee (\$)	Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Fee Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English Specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	128	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	1,280
142	1,280	242	640	Utility Issue fee (or reissue)	
143	460	243	230	Design Issue fee	
144	620	244	310	Plant Issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
Other fee (specify)					
Other fee (specify)					
SUBTOTAL (3)					1,280

*Reduced by Basic Filing Fee Paid

SUBMITTED BY

Name (Print/Type)	Michael J. Badzinski	Registration No. (Attorney/Agent)	P-51,425	Telephone	(617) 951-2500
Signature	Michael J. Badzinski	Date	August 7, 2002		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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